

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

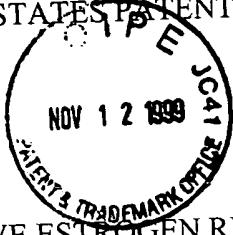
In re Patent Application of:

Gary D. HODGEN

Serial No.: 09/313,628

Filed: May 18, 1999

For: CONTROL OF SELECTIVE ESTROGEN RECEPTOR MODULATORS



Date: November 8, 1999

Group Art Unit: 1617

Examiner: M. Moezie

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

**PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8**

Sir:

Applicant hereby petitions the Commissioner of Patents and Trademarks to extend the time for filing a response to the outstanding Office Action by ONE (1) month. Enclosed is our check No. _____ which includes the amount of \$110.00 for the petition fee in accordance with 37 CFR 1.17 computed as:

- Response within first month
 not small entity (\$110) small entity (\$55)
- Response within second month
 not small entity (\$380) small entity (\$190)
- Response within third month
 not small entity (\$870) small entity (\$435)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Assistant Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on November 8, 1999:

Edward A. Meilman

Name of applicant, assignee or
Registered Representative

Signature

November 8, 1999

Date of Signature

EAM:mgs

Respectfully submitted,

Edward A. Meilman

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